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20 **Attorneys for KB HOME**

21 UNITED STATES DISTRICT COURT
22 NORTHERN DISTRICT OF CALIFORNIA

23 HUGO ZALDANA, individually, and on behalf of all others similarly situated,)
24 Plaintiff,) Case No. CV-08-3399 MMC
25 v.)
26 KB HOME, a Delaware corporation; FIRST AMERICAN TITLE COMPANY, a California corporation; FIRST AMERICAN TITLE INSURANCE COMPANY, a California corporation; FIRST AMERICAN CORPORATION, a Delaware corporation; COUNTRYWIDE FINANCIAL CORPORATION, a Delaware corporation; COUNTRYWIDE HOME LOANS, a Delaware corporation; COUNTRYWIDE MORTGAGE VENTURES, LLC; and COUNTRYWIDE KB HOME LOANS, an unincorporated association of unknown form.)
27 Defendants.)
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STIPULATION AND ~~PROPOSED~~ ORDER TO RESCHEDULE SEPTEMBER 25, 2009 CASE MANAGEMENT CONFERENCE

STIPULATION

WHEREAS, this action was originally filed on July 15, 2008;

WHEREAS, Plaintiffs filed a Third Amended Complaint on or about September 1, 2009;

WHEREAS, pursuant to a Joint Stipulation entered as an Order of this Court on August 31, 2009 and by further agreement of the parties, responses to the Third Amended Complaint are due on October 1, 2009.

WHEREAS, a hearing on any Motions to Dismiss the Third Amended Complaint is currently scheduled for **December 11, 2009**.

WHEREAS, a Case Management Conference in this matter is currently scheduled for **September 25, 2009**.

WHEREFORE, in the interest of judicial economy, the parties hereby agree and stipulate, and request that the Court continue the Case Management Conference to **December 11, 2009**, the date of the hearing on any Motions to Dismiss the Third Amended Complaint. The parties further agree and request that the corresponding deadline to file a case management conference statement be similarly continued.

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STIPULATION

IT IS SO STIPULATED.

DATED: September 17, 2009

HAGENS BERMAN SOBOL SHAPIRO LLP

LAW OFFICE OF PETER B. FREDMAN

DATED: September 17, 2009

REED SMITH LLP

DATED: September 17, 2009

BRYAN CAVE LLP

DATED: September 17, 2009

K & L GATES LLP

PROPOSED ORDER TO
MANAGEMENT- NO. 08-cv-3399 MMC

1 ECF CERTIFICATION: Naoka E. Carey, the filer of this ECF Document, hereby certifies
2 that the concurrence to this stipulation has been obtained by ECF registrants James M. Neudecker,
3 Bryan Recor and Peter B. Fredman on behalf of their respective clients in this case.
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5 /s/ Naoka E. Carey
6 Naoka E. Carey
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PROPOSED ORDER

Pursuant to the stipulation of the parties, and good cause appearing therefore, the
September 25, 2009 Case Management Conference shall be continued to ~~December 11, 2009~~ January 22, 2010. The
corresponding deadline for the parties to serve their case management conference statement is
similarly continued.

IT IS SO ORDERED

Dated: September 18, 2009

Maxine M. Chesney
Hon. Maxine M. Chesney
United States District Court Judge